



COMPILATION OF 2003 CRIMINAL ACTIVITY FORFEITURE ACT SEIZURES

**From The Office Of State Auditor
Claire McCaskill**

**Report No. 2004-14
February 27, 2004
www.auditor.mo.gov**



Office Of The
State Auditor Of Missouri
Claire McCaskill

February 2004

As required by state law the State Auditor's Office compiled the 2003 Criminal Activity Forfeiture Act (CAFA) seizure reports submitted to our office by prosecuting attorneys and the Attorney General. This compilation was limited to the presentation of information submitted.

The State Auditor received a total of 104 (90%) of the 116 CAFA seizure reports, from prosecuting attorneys and the Attorney General for property seized in calendar year 2003 as required by section 513.607, RSMo. Cum. Supp. 2003. Ninety-five (82%) of the reports were received prior to the January 31, 2004 deadline. The implementation of Senate Bill 5 and 21 effective in 2001 significantly increased the compliance percentage of CAFA seizure reports submitted. Prior to that legislation, CAFA seizure reports were submitted only to the Department of Public Safety and there was no penalty provision for failure to comply with the reporting requirements.

After receiving information from jurisdictions across the state, there is reason for some concern. Even though the majority of jurisdictions actually filed reports with the State Auditor, some failed to report how they disposed of their seized property.

A comparison of 2003, 2002, and 2001 report filings show the number and dollar value of reported seizures was greater in 2002. This appears due to increases in seizures in just a small number of counties in 2002. The result of this increased activity, appears to have had the most impact on the dollar value of seizures transferred to a federal agency.

To accomplish our objectives, we compiled all seizure information submitted to the State Auditor for calendar year 2003 and reviewed the compiled information previously submitted for the calendar years 2002 and 2001 so that a comparison would be available.

A letter dated December 31, 2003 was mailed to prosecuting attorneys and the Attorney General, notifying them of the deadline for submission of the CAFA seizure and forfeiture reports. This letter listed the information that should be included in their report according to Section 513.607 RSMo. Cum. Supp. 2003, and that the report should be submitted to both the State Auditor and to the Director of the Department of Public Safety. The letter also indicated that if there were no seizures, a report was still needed indicating that information.

Due to the February 28, 2004 statutory deadline to submit this report, only seizure reports received by February 17, 2004 are included in the compilation.

All reports are available on our website: www.auditor.mo.gov

YELLOW SHEET

COMPILATION OF 2003 CRIMINAL ACTIVITY FORFEITURE ACT SEIZURES

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STATE AUDITOR'S REPORT



CLAIRE C. McCASKILL
Missouri State Auditor

Honorable Bob Holden, Governor
and
Members of the General Assembly
Jefferson City, MO 65102

As required by Section 513.607, RSMo Cum. Supp. 2003, we have compiled the 2003 Criminal Activity Forfeiture Act (CAFA) seizure reports submitted to the State Auditor by prosecuting attorneys and the Attorney General. A compilation is limited to presenting information that is submitted. We have not audited the reports submitted and, accordingly, do not express an opinion or any other form of assurance on them. The primary objectives of this compilation were to:

- (1) Identify those officials who submitted 2003 CAFA seizure reports to the State Auditor.
- (2) Summarize and evaluate the 2003 CAFA seizure information reported.

Section 513.607, RSMo Cum. Supp. 2003, requires prosecuting attorneys and the Attorney General to report CAFA seizures for the previous calendar year by January 31, to both the Director of the Department of Public Safety and the State Auditor. We received 82% of the CAFA seizure reports, by the required due date of January 31, 2004.

Claire McCaskill
State Auditor

February 17, 2004 (fieldwork completion date)

The following staff participated in the preparation of this report:

Director:	Thomas J. Kremer, CPA
In-Charge Auditor:	Becky Webb
Audit Staff:	Malcolm Nyatanga
	Adrian Kennedy

EXECUTIVE SUMMARY

EXECUTIVE SUMMARY

Background

The State Auditor's report number 99-97 titled *Review of Forfeited Property* identified weaknesses in the state's Criminal Activity Forfeiture Act (CAFA) law. Subsequently, revisions to the state's CAFA law (Section 513.600 to 513.653 RSMo 1994) were addressed.

Revisions to the CAFA law by Senate Bills 5 and 21 effective in 2001, required the prosecuting attorneys and the Attorney General to whom seizures were reported to submit a copy of the seizure report to the State Auditor at the time the report is submitted to the Director of the Department of Public Safety (DPS). The legislation added the requirement for the State Auditor to make an annual report compiling the data received regarding the seizures. A penalty provision for intentional or knowing failure to comply with any reporting requirements was also included.

Other revisions in the CAFA by Senate Bills 5 and 21 included more restrictions on transfers of seized property by state or local agency to any federal agency. These restrictions were not reviewed, as they are not within the scope of our report.

Compliance with Submitting Criminal Activity Forfeiture Act (CAFA) Seizures Reports

The State Auditor received a total of 104 (90%) of the 116 CAFA seizure reports, from prosecuting attorneys and the Attorney General for property seized in calendar year 2003 as required by section 513.607, RSMo Cum. Supp. 2003. Ninety-five (82%) of the reports were received prior to the January 31, 2004 deadline. Table 1.1 lists the total number of CAFA seizure reports submitted to the State Auditor for 2003, 2002, and 2001.

Table 1.1: Summary of CAFA Seizure Reports Submitted By Date

Reporting Status	2003 Seizures		2002 Seizures*		2001 Seizures	
By January 31	95	82%	97	84%	83	72%
After January 31	9	8%	16	14%	30	26%
Total Reported	104	90%	113	98%	113	98%
Failed to Report	12	10%	3	2%	3	2%
Total Reports Required	116	100%	116	100%	116	100%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

* Includes 3 CAFA seizure reports submitted by prosecuting attorney to the State Auditor after the 2002 report was issued. Only Camden, Vernon, and Wayne county prosecuting attorneys failed to submit a 2002 CAFA seizure report to the State Auditor.

Prosecutors that Failed to Report 2003 CAFA Seizures or Submitted Report Late

Table 1.2 lists the prosecuting attorneys that either submitted the 2003 CAFA seizure report after January 31, 2004 or failed to report a 2003 CAFA seizure report at all. Section 513.607.10 RSMo Cum. Supp. 2003 states intentional or knowing failure to comply with any reporting requirement shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.

Table 1.2: Summary of Prosecuting Attorneys that Failed to Report 2003 CAFA Seizures or Submitted 2003 CAFA Seizure Reports Late

Prosecuting Attorney	Failed to Report	Submitted Late
Cape Girardeau	X	
Carroll		X
Cedar		X
Christian	X	
Dallas	X	
Dent	X	
Dunklin		X
Jasper		X
Knox	X	
Madison	X	
Maries		X
Marion	X	
Newton	X	
Perry		X
Pettis		X
Phelps		X
Polk	X	
Reynolds	X	
Sullivan	X	
Wayne	X	
St. Louis City		X
Totals	12	9

Source: Review of CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

Disposition of the Seizures Reported

The disposition of the CAFA seizures reported was obtained from the reports submitted by the prosecuting attorneys and the Attorney General. Not all the seizure reports included the estimated value of the property seized and not all the reports included the disposition of the seizures reported. The compilation includes only the information reported by the prosecuting attorneys and the Attorney General. Table 1.3 lists the dollar value of the disposition of seizures reported by the prosecuting attorneys and the Attorney General.

Table 1.3: Summary of Required Information Reported

Reported Disposition	2003 Seizures		2002 Seizures*		2001 Seizures	
Pending	1,801,833	58%	2,171,488	42%	1,559,080	43%
Returned	718,266	23%	1,038,313	20%	1,100,845	30%
Transferred to Federal Agency	310,078	10%	1,372,961	27%	498,373	14%
Transferred to State	210,340	7%	232,848	4%	225,921	6%
Disposition Not Reported	70,038	2%	349,143	7%	268,754	7%
Other	23,089	0%	1,802	0%	300	0%
Total	3,133,644	100%	5,166,555	100%	3,653,273	100%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

* Includes data from 3 CAFA seizure reports submitted by prosecuting attorney to the State Auditor after the 2002 report was issued. Only Camden, Vernon, and Wayne county prosecuting attorneys failed to submit a 2002 CAFA seizure report to the State Auditor.

See Appendix I for a listing of the 2003 CAFA seizures disposition reported by each prosecuting attorney and the Attorney General.

Compliance with Reporting the Required Information

Section 513.607.8, RSMo Cum. Supp. 2003, requires the prosecuting attorneys and the Attorney General to report the following information: date, time, and place of the seizure, the property seized, the estimated value of the property seized, the criminal charges filed, and the disposition of the seizure, forfeiture, and criminal actions. Table 1.4 lists the required information for the CAFA seizure reports received and the number of cases that reported each required item. Some reports did not include all of the required information; therefore our compilation includes only the information reported.

Table 1.4: Summary of Required Information Reported

Required Information	2003 Seizures		2002 Seizures*		2001 Seizures	
Date	2,184	99.9%	2,300	99.9%	2,254	99.9%
Time	1,897	86.7%	2,022	87.9%	1,551	68.8%
Place of Seizure	2,161	98.8%	2,297	99.8%	2,254	99.9%
Property Seized	2,179	99.6%	2,299	99.9%	2,232	98.9%
Est. Value of Property Seized	908	41.5%	889	38.6%	914	40.5%
Person(s) Property Seized From	2,187	100.0%	2,260	98.2%	2,252	99.9%
Criminal Charges Filed	430	19.6%	1,470	63.9%	500	22.2%
Disposition of Seizure	2,187	100.0%	2,269	98.6%	1,924	85.3%
Disposition of Criminal Actions	2,037	93.1%	2,134	92.7%	1,773	78.6%
Total Cases Reported	2,187	100.0%	2,301	100%	2,255	100%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

* Includes data from 3 CAFA seizure reports submitted by prosecuting attorney to the State Auditor after the 2002 report was issued. Only Camden, Vernon, and Wayne county prosecuting attorneys failed to submit a 2002 CAFA seizure report to the State Auditor.

See Appendix II for a listing of the number of 2003 CAFA seizure cases that contained the required information reported for each prosecuting attorney and the Attorney General.

OBJECTIVES, SCOPE AND METHODOLOGY

OBJECTIVES, SCOPE AND METHODOLOGY

Objectives

The primary objectives of this compilation were to: (1) identify those officials which submitted 2003 CAFA seizure reports to the State Auditor and (2) summarize and evaluate the 2003 CAFA seizure information reported.

Scope and Methodology

To accomplish our objectives we:

- Reviewed the compiled seizure information submitted to the State Auditor for calendar year 2002 and 2001 for comparison purposes only.
- Mailed a letter to prosecuting attorneys and to the Attorney General, dated December 31, 2003, notifying them of the deadline for submission of the CAFA seizure and forfeiture reports.
- Compiled all seizure information submitted to the State Auditor for calendar year 2003.
- Identified the reports that were submitted on a timely basis.
- Identified the reports that did not contain the required information.
- Compiled the dollar value of the disposition of all seizures reported.
- Contacted the Missouri Department of Public Safety to identify the 2003 CAFA seizure reports submitted to both the State Auditor and to the Director of the Missouri Department of Public Safety or to one office.
- Compiled only seizure reports received by February 17, 2004, due to the February 28, 2004 statutory deadline for the State Auditor to submit this report.

Limitations

The data presented in the appendixes was compiled from information submitted by the various prosecuting attorneys and the Attorney General and were not verified by us via additional audit procedures. In analyzing these appendixes, some disparity may result due to the different methods used by the various prosecuting attorneys and the Attorney General of presenting essentially the same information.

APPENDIXES

2003 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Adair	29,100	28,500			600		
Andrew	0						
Atchison	0						
Attorney General	0						
Audrain	11,024	10,030			994		
Barry	4,158	4,158					
Barton	0						
Bates	0						
Benton	0						
Bollinger	0						
Boone	34,602	26,279	5,934		2,389		
Buchanan	15,725	4,773	329		7,123	3,500	
Butler	5,274			5,274			
Caldwell	0						
Callaway	0						
Camden	0						
Cape Girardeau	DNF						
Carroll	0						
Carter	0						
Cass	27,470	18,370	9,100				
Cedar	31,394	31,394					
Chariton	0						
Christian	DNF						
Clark	3,150					3,150	
Clay	192,440	171,238	7,202	14,000			
Clinton	2,106	2,106					
Cole	7,275		1,625		5,650		
Cooper	130,349	500			129,849		
Crawford	46,502	46,502					
Dade	0						
Dallas	DNF						
Daviess	0						
Dekalb	0						
Dent	DNF						
Douglas	0						
Dunklin	5,400				5,400		
Franklin	103,820	103,640	180				
Gasconade	0						
Gentry	0						
Greene	33,240	24,870	1,350	7,020			
Grundy	350	350					
Harrison	0						
Henry	313	313					
Hickory	0						
Holt	0						
Howard	173	173					
Howell	3,689	2,031			1,658		
Iron	500	500					

2003 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Jackson	319,612	278,367	41,245				
Jasper	76,473	66,864	9,609				
Jefferson	43,234	41,894	1,340				
Johnson	11,134					11,134	
Knox	DNF						
Laclede	23,084	18,038	5,046				
Lafayette	58,715	7,065		50,600	300		750
Lawrence	0						
Lewis	0						
Lincoln	36,558	18,123	14,910		3,525		
Linn	0						
Livingston	0						
Macon	1,156		1,156				
Madison	DNF						
Maries	16,900	16,900					
Marion	DNF						
McDonald	0						
Mercer	0						
Miller	0						
Mississippi	6,262			5,559	703		
Moniteau	4,699	4,699					
Monroe	5,050	4,000			1,050		
Montgomery	3,400	3,400					
Morgan	4,410	4,410					
New Madrid	26,155		17,500	8,655			
Newton	DNF						
Nodaway	0						
Oregon	0						
Osage	3,000	3,000					
Ozark	0						
Pemiscot	0						
Perry	0						
Pettis	81,952	69,408	3,400		9,144		
Phelps	90,036	81,636	8,400				
Pike	2,417	2,417					
Platte	10,341	10,341					
Polk	DNF						
Pulaski	0						
Putnam	0						
Ralls	0						
Randolph	0						
Ray	0						
Reynolds	DNF						
Ripley	0						
Saline	0						
Schuyler	0						
Scotland	147,805	147,805					
Scott	9,500	9,500					

2003 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Shannon	0						
Shelby	0						
St. Charles	73,328	12,109		8,965		52,254	
St. Clair	0						
St. Francois	15,342	15,342					
St. Louis City	944,726	260,048	480,513	188,685	15,480		
St. Louis County	375,248	239,847	69,427	21,320	22,315		22,339
Ste. Genevieve	0	0					
Stoddard	0						
Stone	2,253	2,253					
Sullivan	DNF						
Taney	6,376	6,376					
Texas	0						
Vernon	29,000		29,000				
Warren	2,386				2,386		
Washington	0						
Wayne	DNF						
Webster	0						
Worth	0						
Wright	15,038	2,264	11,000		1,774		
Total	\$ 3,133,644	1,801,833	718,266	310,078	210,340	70,038	23,089

DNF - Did not file a 2003 CAFA seizure report with the State Auditor's Office

Other - Paid to child support enforcement, local law enforcement agency, or was destroyed

This Appendix compiles only the information reported to the State Auditor by prosecuting attorneys and the Attorney General. Not all seizure reports included an estimated value of the property seized and not all the reports included the disposition of all seizures reported.

2003 CAFA Seizures Required Information Reported

Reporting Entity	Number Of Cases Reported	Est. value of all Cases Reported	Number of Cases that Reported Required Information									
					Place of Seizure	Property Seized	Est. value of Property Seized	Person(s) Property Seized From	Criminal Charges Filed	Disposition		
			Date	Time						Seizure	Criminal Actions	
Adair	4	\$ 29,100	4	4	4	4	4	4	4	4	4	
Andrew	0	0										
Atchison	0	0										
Attorney General	0	0										
Audrain	4	11,024	4	4	4	4	4	4	4	4	4	
Barry	3	4,158	3	3	3	3	3	3	3	3	3	
Barton	0	0										
Bates	0	0										
Benton	0	0										
Bollinger	0	0										
Boone	16	34,602	16	16	16	16	16	16	15	16	16	
Buchanan	20	15,725	20		20	20	20	20	20	20	20	
Butler	1	5,274	1		1	1	1	1		1		
Caldwell	0	0										
Callaway	0	0										
Camden	0	0										
Cape Girardeau	DNF											
Carroll	0	0										
Carter	0	0										
Cass	8	27,470	8	6	8	8	8	8	8	8	7	
Cedar	1	31,394	1		1	1	1	1	1	1	1	
Chariton	0	0										
Christian	DNF											
Clark	1	3,150	1	1	1	1	1	1		1	1	
Clay	15	192,440	15	15	15	15	15	15	11	15	15	
Clinton	2	2,106	2	2	2	2	2	2	2	2	2	
Cole	8	7,275	8	8	8	8	8	8	7	8	8	
Cooper	5	130,349	5	4	5	5	5	5	5	5	5	
Crawford	6	46,502	6	6	6	6	5	6	6	6	6	
Dade	0	0										
Dallas	DNF											
Daviess	0	0										
Dekalb	0	0										
Dent	DNF											
Douglas	0	0										
Dunklin	1	5,400	1	1	1	1	1	1	1	1	1	
Franklin	37	103,820	37	26	37	37	32	37	8	37	1	
Gasconade	0	0										
Gentry	0	0										
Greene	13	33,240	13	13	13	13	10	13	2	13	2	
Grundy	1	350	1	1	1	1	1	1	1	1	1	
Harrison	0	0										
Henry	3	313	3	3	3	3	1	3	1	3	3	
Hickory	0	0										
Holt	0	0										
Howard	1	173	1	1	1	1	1	1	1	1	1	
Howell	2	3,689	2	2	2	2	2	2	2	2	2	

2003 CAFA Seizures Required Information Reported

Reporting Entity	Number Of Cases Reported	Est. value of all Cases Reported	Number of Cases that Reported Required Information								
					Place of Seizure	Property Seized	Est. value of Property Seized	Person(s) Property Seized From	Criminal Charges Filed	Disposition	
			Date	Time						Seizure	Criminal Actions
Iron	1	500	1	1	1	1	1	1	1	1	1
Jackson	85	319,612	85	85	85	85	83	85	83	85	85
Jasper	9	76,473	9		9	9	9	9	9	9	9
Jefferson	26	43,234	26		26	26	26	26	3	26	2
Johnson	2	11,134	2	2	2	2	2	2	1	2	2
Knox	DNF										
Laclede	7	23,084	7	7	7	7	7	7	7	7	7
Lafayette	5	58,715	5	5	5	5	5	5	5	5	5
Lawrence	0	0									
Lewis	0	0									
Lincoln	19	36,558	19		13	19	19	19	19	19	19
Linn	0	0									
Livingston	0	0									
Macon	1	1,156	1	1	1	1	1	1	1	1	1
Madison	DNF										
Maries	1	16,900	1	1	1	1	1	1	1	1	1
Marion	DNF										
McDonald	0	0									
Mercer	0	0									
Miller	0	0									
Mississippi	2	6,262	2		2	2	2	2	2	2	2
Moniteau	1	4,699	1		1	1	1	1		1	1
Monroe	2	5,050	2	2	2	2	2	2	2	2	2
Montgomery	1	3,400	1	1	1	1	1	1	1	1	1
Morgan	1	4,410	1	1	1	1	1	1	1	1	1
New Madrid	5	26,155	5	4	5	5	5	5	5	5	5
Newton	DNF										
Nodaway	0	0									
Oregon	0	0									
Osage	1	3,000	1	1	1	1	1	1	1	1	1
Ozark	0	0									
Pemiscot	0	0									
Perry	0	0									
Pettis	9	81,952	9		9	9	9	9		9	9
Phelps	4	90,036	4	4	4	4	4	4	4	4	4
Pike	4	2,417	4	4	4	4	4	4	4	4	4
Platte	4	10,341	4	4	4	4	4	4	4	4	4
Polk County	DNF										
Pulaski	0	0									
Putnam	0	0									
Ralls	0	0									
Randolph	0	0									
Ray	0	0									
Reynolds	DNF										
Ripley	0	0									
Saline	0	0									
Schuyler	0	0									

2003 CAFA Seizures Required Information Reported

Reporting Entity	Number Of Cases Reported	Est. value of all Cases Reported	Number of Cases that Reported Required Information								
					Place of Seizure	Property Seized	Est. value of Property Seized	Person(s) Property Seized From	Criminal Charges Filed	Disposition	
			Date	Time						Seizure	Criminal Actions
Scotland	3	147,805	3	3	3	3	2	3	3	3	3
Scott	2	9,500	2	1	2	2	2	2	2	2	2
Shannon	0	0									
Shelby	0	0									
St. Charles	18	73,328	17	7	16	18	18	18	6	18	8
St. Clair	0	0									
St. Francois	4	15,342	4	2	4	4	4	4	3	4	3
St. Louis City	1,658	944,726	1,658	1,507	1,655	1,650	401	1,658	82	1,658	1,658
St. Louis	134	375,248	134	134	134	134	134	134	53	134	70
Ste. Genevieve	1	0				1		1	1	1	
Stoddard	0	0									
Stone	3	2,253	3		3	3	3	3	3	3	3
Sullivan	DNF										
Taney	5	6,376	5	1	5	5	5	5	4	5	5
Texas	0	0									
Vernon	1	29,000	1	1	1	1	1	1	1	1	1
Warren	2	2,386	2	2	2	2	2	2	2	2	2
Washington	0	0									
Wayne	DNF										
Webster	0	0									
Worth	0	0									
Wright	14	15,038	13			14	7	14	14	14	13
Total	2,187	\$ 3,133,644	2,184	1,897	2,161	2,179	908	2,187	430	2,187	2,037

DNF - Did not file a 2003 CAFA seizure report with the State Auditor's Office

This Appendix compiles the total number of 2002 CAFA seizure cases, the total estimated value of all cases reported, and the number of cases that reported the required information for each county prosecuting attorney, the city of St. Louis and the Attorney General.

December 31, 2003

TO: Prosecuting Attorneys

RE: Annual Seizure Report due **January 31, 2004**

Purpose...

This letter is a reminder of the upcoming deadline for the submission of annual seizure and forfeiture reports.

Responsibility of the State Auditor...

Under Section 513.607.9, RSMo, of the Criminal Activity Forfeiture Act (CAFA), the State Auditor has the responsibility to compile and issue an annual report of the data received from law enforcement, prosecuting attorneys and the Attorney General. The report is considered an open record.

Responsibility of the Prosecuting Attorney and Attorney General...

Under Section 513.607.8, RSMo, of CAFA, the prosecuting attorneys or Attorney General to whom seizures are reported shall report annually to the State Auditor and to the Director of Public Safety by January 31, information on all reported seizures for the previous calendar year. This report shall include the following information:

- date, time and place of the seizure, the property seized, the estimated value of the property seized, the person(s) from whom the property was seized, the criminal charges filed, and the disposition of the seizure, forfeiture and criminal actions.

Procedures...

Please use the enclosed form to report the seizures that were reported to your office by local law enforcement personnel. If you would like the enclosed form in an excel spreadsheet, please call or e-mail our office at moaudit@mail.state.mo.us. Indicate the total number of seizures, even if the number is zero, that were reported to your office and the dollar value of the seized property. Make copies of the enclosed form to accommodate the number of seizures reported to your office and mail a copy to each of the following:

State Auditor of Missouri
PO Box 869
Jefferson City, MO 65102

Department of Public Safety
PO Box 749
Jefferson City, MO 65102

Questions or Suggestions...

Thank you for your immediate attention to this matter. If you have any suggestions to make this process more efficient, please direct them to Becky Webb.

Sincerely,

CLAIRE McCASKILL
STATE AUDITOR

Thomas J. Kremer, CPA
Director of Audits

Enclosure

Chapter 513

Executions and Exemptions

Section 513.607

August 28, 2003

**Property subject to forfeiture--procedure--report required, when, contents--
annual state auditor's report, contents--violations, penalty.**

513.607. 8. The prosecuting attorney or attorney general to whom the seizure is reported shall report annually by January thirty-first for the previous calendar year all seizures. Such report shall include the date, time, and place of seizure, the property seized, the estimated value of the property seized, the person or persons from whom the property was seized, the criminal charges filed, and the disposition of the seizure, forfeiture and criminal actions. The report shall be made to the director of the Missouri department of public safety and shall be considered an open record. The prosecuting attorney or attorney general shall submit a copy of the report to the state auditor at the time the report is made to the director of the department of public safety.

9. The state auditor shall make an annual report compiling the data received from law enforcement, prosecuting attorneys and the attorney general, and shall submit the report regarding seizures for the previous calendar year to the general assembly annually by February twenty-eighth.

10. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.